

AO 91 (Rev. 11/11) Criminal Complaint
 United States District Court
 Southern District of Texas
 FILED

MAR 24 2020

UNITED STATES DISTRICT COURT

for the

David J. Bradley, Clerk

Southern District of Texas

United States of America

v.

Andres GARZA

USC DOB: 11/3/1976

Case No. M-20-800-M

Defendant(s)

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of March 23, 2020 in the county of Starr in the
Southern District of Texas, the defendant(s) violated:

Code Section

Offense Description

21 USC 841

Knowingly and Intentionally Possess with Intent to Distribute a Controlled
 Substance, that is approximately 4.06 Kilograms of Cocaine, a Schedule II
 Controlled Substance Under the Controlled Substances Act

This criminal complaint is based on these facts:

See Attachment A

☒ Continued on the attached sheet.

approved by AUSA Francis E. Blaker
 on 3/24/2020.

Complainant's signature

Alexandro Solis DEA TFA

Printed name and title

Sworn to before me and signed in my presence.

Date: 03/24/2020 - B.O.T.A.

Judge's signature

City and state: McAllen, Texas

Magistrate Judge Juan F. Alanis

Printed name and title

Attachment A

On March 23, 2020, at approximately 6:29 pm, GARZA drove a silver GMC Sierra pickup truck bearing Texas license plates JHM3271 from Ciudad Miguel Aleman, Tamaulipas, Mexico into the Roma, Texas Customs and Border Protection (CBP) Port of Entry. CBP Officers placed GARZA's vehicle into secondary inspection for further investigation. During secondary inspection, a CBP K-9 displayed a positive alert for the presence of narcotics on the engine compartment of the vehicle GARZA was driving. Subsequently, CBP Officers found four bundles wrapped in black tape inside the air filter housing of the vehicle (approximate weight 4.06 kilograms). CBP Officers conducted a presumptive field test of the bundles resulting in a positive result for cocaine. At that time GARZA was placed under arrest.

At approximately 8:00 pm, DEA Agent Victor Chica and TFA Alexandro Solis arrived at the Roma, Texas, CBP Port of Entry, to interview GARZA. TFA Solis read GARZA his Miranda Rights in his preferred language of English. GARZA stated that he understood his rights and agreed to speak to agents.

GARZA stated that he traveled from Roma, Texas, to Ciudad Miguel Aleman, Mexico, earlier that afternoon to buy meat and sodas. GARZA stated while he was at the meat market, he was approached by a male that he only knows as aka "Flaco" who offered GARZA \$2,000.00 USD to transport marijuana in GARZA's truck into the United States. GARZA stated that he agreed to transport marijuana for payment and "Flaco" took GARZA's truck to an unknown location and returned it a short time later. GARZA stated that he was instructed by "Flaco" to drive his truck to the Border Town store or the Saenz Mini Mart in Roma, Texas. GARZA stated that he knew that what he was doing was illegal, but he did it for the money.